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**END OF SESSION — SF 403 — EQUIPMENT RENTAL SERVICES, THEFT**

**Description:** [Senate File 403](#) amends Iowa Code sections [714.1\(9\)](#) and [714.6A](#) by specifically including equipment rental property in the definition of theft. This Act provides that theft occurs when a person obtains the temporary use of equipment rental property with the intent to deprive the owner of the property without consent, or lawfully obtains the temporary use of equipment rental property and fails to return the property by the agreed time with the intent to deprive the owner of the property without consent.

**Minority Impact:** This Act expands the definition of theft; there is no historical data to determine a minority impact.

**Correctional Impact:** The correctional impact cannot be estimated because there is no historical data for the expanded definition of theft. Under current law, the penalty for theft ranges from a simple misdemeanor to a Class C felony depending on the value of the property and circumstances of the theft.

**Fiscal Impact:** The fiscal impact to the State cannot be estimated because this Act creates a new crime and, as a result, the number of convictions cannot be estimated. The estimated average State costs per offense class type are as follows:

- Simple Misdemeanor: \$30 – \$330
- Serious Misdemeanor: \$250 – \$4,200
- Aggravated Misdemeanor: \$3,100 – \$7,000
- Class D Felony: \$6,300 – \$12,300
- Class C Felony: \$7,500 – \$18,600

**Enactment Date:** This Act was approved by the General Assembly on April 10, 2017, and signed by the Governor on April 21, 2017.

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